

REMARKS

This Amendment is submitted in response to the Examiner's action dated April 26, 2000 having a short and statutory period set to expire July 26, 2000, extended to August 26, 2000.

In that Action the Examiner disagrees with the Applicant's previous characterization of this application as a divisional application of U. S. Patent No. 5,874,963, and by this Amendment application has changed that characterization to a "continuation".

Next, the Examiner has entered a rejection of claims 1-12 under the judicially created doctrine of obviousness-type double patenting as unpatentable over claims 1-8 of U.S. Patent 5,874,963. Applicant first notes to the Examiner that claims 2 and 8 were canceled in the original filing of this continuation application and thus Applicant will assume that the Examiner's rejection is applied to claims 1, 2-7 and 9-12. Next, in response to the Examiner's rejection, Applicant submits herewith a terminal disclaimer which should obviate the Examiner's rejection under the judicially created doctrine of double patenting.

Next, the Examiner has rejected claims 1, 6-7 and 12 under 35 U.S.C. § 102(a) as being anticipated by U. S. Patent 5,235,679, *Yoshizawa, et al.* That rejection, insofar as it might be applied to the claims as amended herein, is respectfully traversed.

Based upon a careful consideration of the Examiner's comments, applicant has amended claims 1 and 7, the independent claims in the present application, to recite that the predefined process which is specified comprises a "plurality of keystrokes, said plurality of keystrokes specifying a user defined executable process which may be applied to one or more objects within said data processing system...". Applicant urges the Examiner to consider that nowhere within *Yoshizawa, et al* is the slightest suggestion of permitting the user to define a predefined process comprising a plurality of key strokes but *Yoshizawa, et al* merely discloses the selection by the user of various icons which maybe utilized to execute a particular processes within the system. Thus,

Yoshizawa, et al is completely bereft of any suggestion of the technique set forth within the present claims of permitting a user to define a process which comprises a plurality of keystrokes which may then be applied to one or more projects within the data processing system. In view of the above, Applicant urges that claims 1, 6-7 and 12 define patentable subject matter over the *Yoshizawa, et al* reference.

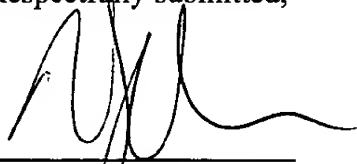
Next, the Examiner has rejected claims 2-6 and 8-12 under 35 U.S.C. § 103(a) as being unpatentable over *Yoshizawa, et al*. Applicant believes the Examiner meant to apply this rejection to claims 3-6 and 9-12 in view of the cancellation of claims 2 and 8 and, therefore, applicant will interpret the rejection as thus applied.

For the reasons set forth above, Applicant urges the Examiner to consider that nowhere within *Yoshizawa, et al* is there any showing or suggestion of the invention as set forth within the claims as amended herein wherein a predefined process is specified by the user as a plurality of keystrokes which define an executable process which may be applied to one or more objects within the data processing system. Claims 3-6 and 9-12 depend from claims 1 and 7 and thus incorporate this feature. Consequently, Applicant urges the Examiner to consider that *Yoshizawa, et al* fails to show or suggest in any way the invention set forth within these claims.

In summary, Applicant urges the Examiner to consider that claims 1, 3-7 and 9-12, as amended herein, closely relate to the claims of the parent application, U.S. Patent No. 5,874,963, with the difference being deletion of the portion of the claims in the '963 patent which recite the altering of a graphic appearance of the movable cursor in response to the association of the predefined process with that movable cursor. As the Examiner has taken official notice of the fact that changing a cursor appearance in response to interacting with an object is well known that feature clearly could not have been the feature which provided novelty and unobviousness in the issued claims of U. S. Patent No. 5,874,964 and consequently, Applicant urges that claims 1, 3-7 and 9-12 must therefore define patentable subject matter over the known prior art.

A request for a one-month extension of time and a check for the appropriate fee are enclosed herewith. Also, please charge the fee for the enclosed Terminal Disclaimer to Obviate a Double Patenting Rejection Over a Prior Patent to IBM Corporation Deposit Account No. 09-0461. No additional extension of time is believed to be required; however, in the event an additional extension of time is required, please consider that extension of time requested and please charge the fee for that extension, as well as any other fees necessary to further the prosecution of this application to IBM Corporation Deposit Account No. 09-0461.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'AJD', written over a horizontal line.

Andrew J. Dillon

Registration No. 29,634

FELSMAN, BRADLEY, VADEN, GUNTER
& DILLON, LLP

Suite 350, Lakewood on the Park
7600B North Capital of Texas Highway
Austin, Texas 78731
(512) 343-6116

ATTORNEY FOR APPLICANT